



JOINT INVENTORS

**DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY**

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: CATHETER FLUID CONTROL SYSTEM the specification of which is attached hereto.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Sec. 1.56(a).

**POWER OF ATTORNEY:** We hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

**OPPENHEIMER WOLFF & DONNELLY LLP**

Berman, C., Reg. 29,249	Guernsey, L.B., Reg. 40,008	Larson, D.N., Reg. 29,401
Bobys, M.P., Reg. 45,267	Guillot, R.O., Reg. 28,852	Lazaris, S.J., Reg. 45,981
Bosworth, M.K., Reg. 28,186	Hamrick, C.A.S., Reg. 22,586	Lervick, C.J., Reg. 35,244
Bovasso, L.J., Reg. 24,075	Harris, M.D., Reg. 26,690	Lieske, S.C. Reg. 47,749
Boyce, J., Reg. 40,920	Hayden, R.D., Reg. 42,645	MacLean, K.A., Reg. 31,118
Brown, M.E., Reg. 28,590	Heyninck, M., Reg. 44,763	McKinley, D., Reg. 42,867
Burton, D.L., Reg. 45,323	Hickman, P.L., Reg. 28,516	McRoss, L., Reg. 40,427
Canter, B., Reg. 34,792	Hilberg, C.R., Reg. P-48,740	Morton, C.A., Reg. 44,954
Chiang, M.H., Reg. 46,618	Howell, S.M., Reg. 45,929	Nader, R., Reg. P47,260
Chou, C., Reg. 41,672	Hughes, M.J., Reg. 29,077	Roberts, R.E., Reg. 38,597
Coleman, B.R., Reg. 39,145	Inskeep, J.W., Reg. 33,910	Rose, A. C., Reg. 17,047
Cullman, L.C., Reg. 39,645	Jastram, H.D., Reg. 19,777	Rosenberg, C., Reg. 31,464
Darrow, C., Reg. 30,166	Kelly, S.S., Reg. 43,449	Sherry, L., Reg. 43,918
Diepenbrock III, A.B., Reg. 39,960	Kennedy, B., Reg. 33,407	Smith, G.P., Reg. 20,142
Edwards, W.G., Reg. 44,426	Kudla, J.P., Reg. P47,724	Wood, G.B., Reg. 28,133
Farber, M., Reg. 32,612		Wrigley, Barbara A., Reg. 34,950

Send correspondence to: James W. Inskeep, Oppenheimer Wolff & Donnelly LLP, 840 Newport Center Drive, Suite 700, Newport Beach, California 92660. Direct telephone calls to James W. Inskeep at (949) 823-6031.

I hereby claim the benefit under 35 U.S.C. 120 of any United States applications(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior

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Full name of second inventor: **Robert F. Wilson**

Inventor's Signature \_\_\_\_\_

2-26-02

\_\_\_\_\_  
Date

Residence: Roseville, Minnesota

Citizenship: United States

Post Office Address: 3107 W. Owasso Boulevard, Roseville, Minnesota 55113

United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
60/268,568	02/14/2001	
60/269,112	02/15/2001	

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

COUNTRY	SERIAL NO.	FILING DATE	TITLE

We declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Douglas J. Duchon**

Inventor's Signature \_\_\_\_\_

2/22/02

Date

Residence: Chanhassen, Minnesota

Citizenship: United States

Post Office Address: 9630 Foxford Road, Chanhassen, Minnesota 55317

## ASSIGNMENT

COPY

WHEREAS, We, Douglas Duchon of 9630 Foxford Road, Chanhassen, MN 55317, and Robert F. Wilson of 3107 W. Owasso Blvd., Roseville, MN 55113, the ASSIGNORS herein, have invented and own a certain invention entitled **Catheter Fluid Control System**, for which an application for a United States Patent Serial No.10/076,895 was filed on February 14, 2002; and whereas, we are now the sole owners of said patent; and

WHEREAS, ACIST Medical Systems, Inc., a corporation organized and existing under the laws of the State of Minnesota, having a place of business at 7450 Flying Cloud Drive, Suite 150, Eden Prairie, Minnesota 55344 US, (hereinafter referred to as "ASSIGNEE") desires to acquire the entire right, title and interest in and to said inventions, applications and Letters Patent to be granted and issued thereon;

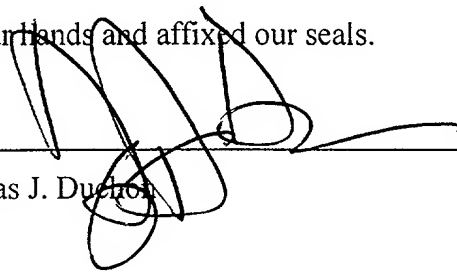
NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) by the ASSIGNEE to us paid, and other valuable consideration, the receipt and legal sufficiency all of which is hereby acknowledged, we, the said ASSIGNORS, have sold and do hereby sell, assign, transfer and set over unto said ASSIGNEE, its successors and assigns, the entire right, title and interest in and to said inventions and all improvements thereon, in and to said application for Letters Patent thereon, in and to applications pertaining to or based upon said inventions and applications, including divisional and continuing applications and continuations-in-part, and in and to any and all Letters Patent which may be granted and issued on said inventions and applications, or any of them, not only for, to and in the United States of America, its territories and possessions, but for, to and in all countries foreign thereto, together with and including all priority rights based upon any and all applications in the United States of America covered by this Assignment.

And for the above-named considerations, we do hereby agree that we will, at the request of said ASSIGNEE, execute any and all applications for Letters Patent for said inventions and any and all other papers and documents and do all other and further lawful acts that said ASSIGNEE may deem necessary or desirable to obtain Letters Patent on said inventions, to secure the grant of such Letters Patent and to perfect and vest in the ASSIGNEE the entire right, title and interest in the inventions, applications and Letters Patent.

And for the above-named considerations, we do hereby authorize and empower the ASSIGNEE, its successors and assigns, to apply for and obtain, in its or their own names, Letters Patent for the said inventions before competent International Authorities and in any and all countries foreign to the United States in which applications for Letters Patent can be so made or Letters Patent so obtained.

In witness whereof, we have hereunto set our hands and affixed our seals.

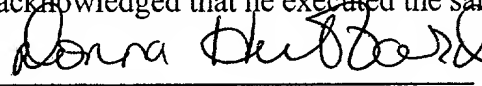
Date: 22 FEB 2002

  
Douglas J. Duchon

STATE OF MINNESOTA)

COUNTY OF Hennepin ) ss.

On this 22nd day of February, 2002, before me personally appeared Douglas J. Duchon, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
Notary Public



20076893 051002


Date: \_\_\_\_\_

2-26-02  
\_\_\_\_\_  
Robert F. Wilson

STATE OF MINNESOTA)

COUNTY OF Hennepin ) ss.

On this 26<sup>th</sup> day of February, 2002, before me personally appeared Robert F. Wilson, to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

  
\_\_\_\_\_  
Notary Public